



APPLICATION NO. 10/751,113  
ATTORNEY DOCKET NO. 54458-20001.00

THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

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Anna T. RIEGEL et al.

)

Group Art Unit: 1645

)

Application Number: 10/751,113

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Examiner: To Be Assigned

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Filed: January 5, 2004

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)

Title: **COACTIVATORS IN THE DIAGNOSIS AND TREATMENT OF BREAST CANCER**

Mail Stop Missing Parts  
Commissioner for Patents  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**REQUEST FOR TWO (2) MONTH EXTENSION OF TIME**

Applicants respectfully request a two (2) month extension of time to respond to the Notice to File Missing Parts of Nonprovisional Application dated April 27, 2004, to extend the period of time for filing this response up to and including August 27, 2004. Please charge the extension fee of \$210.00 to Deposit Account No. 03-1952.

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

In response to the attached copy of the Notice to File Missing Parts dated April 27, 2004, applicants submit herewith basic filing fees for the above-identified application.

The filing fees are calculated as follows for small entity:

Two-Month Extension of Time	\$ 210.00
Basic Filing Fee	385.00
Total Claims Over 20	297.00
Late Filing Surcharge	<u>65.00</u>
 <b>TOTAL AMOUNT DUE</b>	 <b>\$ 957.00</b>

The Commissioner is hereby authorized to charge \$957.00 to cover the extension of time, the basic filing fee, additional claims fee and surcharge for late filing, to the undersigned's

Deposit Account No. 03-1952. In the event any variance exists between the amount authorized and the Patent Office fees, please charge or credit any difference to the undersigned's Deposit Account No. 03-1952.

Respectfully submitted,

MORRISON & FOERSTER LLP

By:

James Remenick  
Registration No. 36,902

Date: August 27, 2004

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Page 1 of 2

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[www.uspto.gov](http://www.uspto.gov)

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/751,113	01/05/2004	Anna T. Riegel	544582000100

25227  
MORRISON & FOERSTER LLP  
1650 TYSONS BOULEVARD  
SUITE 300  
MCLEAN, VA 22102

### CONFIRMATION NO. 1351

#### FORMALITIES LETTER



\*OC000000012461310\*

Date Mailed: 04/27/2004

### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/31/2004 MBLANCO 00000032 031952 10751113

FILED UNDER 37 CFR 1.53(b)

01 FC:2001 385.00 DA  
02 FC:3202 297.00 DA  
03 FC:2051 65.00 DA

*Filing Date Granted*

#### Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- This application clearly fails to comply with the requirements of 37 CFR 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$297** as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

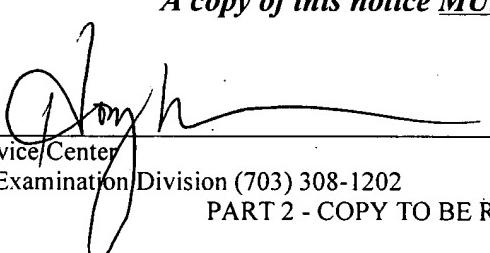
Total additional fee(s) required for this application is **\$747** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$297**
  - **\$297** for 33 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202  
PART 2 - COPY TO BE RETURNED WITH RESPONSE